

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - SPECIAL SESSION

JOINT COMMITTEE ON APPROPRIATIONS AND SENATE FINANCE AND CLAIMS

Call to Order: Chair Nancy Ballance and Chair Llew Jones, on November 14, 2017 at 8:00 AM, in Room 317 Capitol

ROLL CALL

Members Present:

Sen. Llew Jones, Chair (R)
Sen. Eric Moore, Vice Chair (R)
Sen. Duane Ankney (R)
Sen. Terry Gauthier (R)
Sen. David Howard (D)
Sen. Doug Kary (R)
Sen. Bob Keenan (R)
Sen. Mike Lang (R)
Sen. Mary McNally (D)
Sen. Albert Olszewski (R)
Sen. Ryan Osmundson (R)
Sen. Mike Phillips (D)
Sen. Jon Sesso (D)
Sen. Cary Smith (R)
Sen. Jeffrey Welborn (R)
Sen. Lea Whitford (D)
Sen. Cynthia Wolken (D)
Rep. Nancy Ballance, Chair (R)
Rep. Randy Brodehl, Vice Chair (R)
Rep. Kelly McCarthy, Vice Chair (D)
Rep. Dan Bartel (R)
Rep. Rob Cook (R)
Rep. Mike Cuffe (R)
Rep. Kimberly Dudik (D)
Rep. Janet Ellis (D)
Rep. Carl Glimm (R)
Rep. Bradley Hamlett (D)
Rep. Kenneth L. Holmlund (R)
Rep. Mike Hopkins (R)
Rep. Donald W. Jones (R)
Rep. Jim Keane (D)
Rep. Jon A. Knokey (R)
Rep. Ryan Lynch (D)
Rep. Jimmy Patelis (R)
Rep. Rae Peppers (D)
Rep. Marilyn Ryan (D)
Rep. Brad Tschida (R)
Rep. Tom Woods (D)

Members Excused: Rep. Tom Burnett (R)
Sen. Mary Caferro (D)

Members Absent: None

Staff Present: Joe Triem and Kris Wilkinson, Legislative Branch
Phoebe Williams, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary: Legislative Fiscal Division Presentation; Hearings on HB 2; HB 5; HB 6; HB 8; SB 9; SB 10, SB 12

00:02:06 Chair Jones
00:02:56 Chair Ballance
00:03:48 Amy Carlson, Director and Fiscal Analyst, Legislative Fiscal Division (LFD)
00:06:01 Chair Jones
00:07:08 Nick VanBrown Legislative Fiscal Division (LFD)

EXHIBIT(aph02a01)

00:10:59 Chair Ballance
00:11:49 Nick VanBrown, LFD
00:12:45 Chair Ballance
00:13:08 Rep. Glimm
00:13:25 Chair Jones
00:14:03 Director Carlson, LFD
00:14:05 Sen. Caferro joined the meeting
00:16:00 Chair Ballance
00:16:12 Director Carlson, LFD
00:16:38 Chair Ballance
00:16:53 Sen. Caferro
00:17:47 Chair Jones
00:17:56 Nick VanBrown, LFD
00:18:26 Chair Jones
00:19:10 Joe Triem, Legislative Fiscal Division (LFD)

EXHIBIT(aph02a02)

00:21:06 Sen. Olszewski
00:22:04 Joe Triem, LFD
00:22:34 Rep. McCarthy
00:22:54 Chair Jones
00:23:28 Ron Miller, Legislative Fiscal Division (LFD)

EXHIBIT(aph02a03)

00:25:51 Chair Jones
00:26:18 Kris Wilkinson, Legislative Fiscal Division (LFD)
00:26:32 Chair Jones

00:26:51 Rep. Burnett joined the meeting
00:27:39 Sen. Sesso
00:27:49 Chair Jones
00:28:08 Sen. Sesso
00:28:28 Chair Jones
00:28:41 Sen. Sesso
00:28:46 Chair Jones
00:29:40 Sen. Sesso
00:30:05 Chair Jones
00:30:12 Sen. Sesso
00:30:20 Chair Jones
00:31:01 Chair Ballance
00:32:06 Chair Jones

00:32:23 Recess
00:00:01 Reconvene

00:00:19 Chair Ballance
00:03:06 Rep. Ellis
00:03:31 Chair Ballance
00:03:50 Rep. Ellis
00:04:14 Chair Ballance
00:04:31 Rep. Patelis
00:04:57 Chair Ballance
00:05:05 Kris Wilkinson, Legislative Fiscal Division, (LFD)
[EXHIBIT\(aph02a04\)](#)

00:06:55 Vice Chair Brodehl assumed the chair.

HEARING ON HB 2

Opening Statement by Sponsor:

00:07:41 Rep. Nancy Ballance (R), HD 87, opened the hearing on HB 2, Incorp. HB 2 revisions from reg. session and revise appropriations within call.

Proponents' Testimony: None

Opponents' Testimony:

00:09:51 Director Dan Villa, Office Budget and Policy Planning (OBPP)

Informational Testimony: None

Global Amendment Discussion:

00:11:46 Rep. Ballance
00:12:18 Kris Wilkinson, LFD

[EXHIBIT\(aph02a05\)](#)

[EXHIBIT\(aph02a06\)](#)

00:15:47 Sen. Sesso
00:19:29 Kris Wilkinson, LFD

00:19:46 Sen. Sesso
00:20:08 Chair Ballance
00:20:37 Rep. McCarthy
00:21:38 Chair Jones
00:23:09 Rep. McCarthy
00:23:27 Chair Jones
00:24:40 Rep. Ellis
00:25:21 Kris Wilkinson, LFD
00:25:45 Rep. Ellis
00:25:58 Chair Jones
00:27:02 Kris Wilkinson, LFD

EXHIBIT(aph02a07)

00:29:08 Sen. Caferro
00:29:40 Rep. Ballance
00:30:04 Sen. Caferro
00:31:37 Rep. Ballance
00:32:29 Sen. Caferro
00:33:31 Rep. Ballance
00:34:26 Rep. Keane
00:35:12 Chair Jones
00:37:01 Chair Brodehl
00:37:11 Kris Wilkinson, LFD
00:37:18 Chair Brodehl
00:37:27 Rep. Knokey
00:38:00 Rep. Ballance
00:40:09 Chair Jones
00:41:19 Rep. Ballance
00:42:33 Rep. McCarthy
00:43:02 Kris Wilkinson, LFD
00:43:40 Rep. McCarthy
00:43:48 Kris Wilkinson, LFD
00:43:53 Rep. McCarthy
00:44:38 Kris Wilkinson, LFD
00:45:39 Rep. McCarthy
00:46:13 Kris Wilkinson, LFD
00:46:24 Rep. Ellis
00:47:32 Kris Wilkinson, LFD
00:48:15 Rep. Ellis
00:48:42 Kris Wilkinson, LFD
00:50:02 Rep. Dudik
00:50:28 Kris Wilkinson, LFD
00:50:49 Sen. Caferro
00:51:13 Kris Wilkinson, LFD
00:51:37 Sen. Caferro
00:51:48 Kris Wilkinson LFD
00:51:59 Sen. Caferro
00:52:28 Kris Wilkinson, LFD
00:52:56 Sen. Caferro
00:53:02 Kris Wilkinson, LFD

Testimony continued..**Proponents' Testimony:** None**Opponents' Testimony:**

00:53:47 Heather O'Loughlin, Montana Budget and Policy Center

Committee Discussion:

00:55:56 Chair Brodehl

00:56:18 Sen. Caferro

00:56:34 Chair Brodehl

00:56:59 Sen. Whitford

00:57:35 Chair Brodehl

Opponents' Testimony cont.

00:57:50 Beth Brenneman, Disability Rights Montana

Committee Discussion cont.

00:58:58 Rep. Ballance

01:00:40 Sen. Phillips

01:01:25 Rep. Ballance

01:02:18 Sen. Phillips

01:02:38 Rep. Ballance

01:03:28 Sen. Whitford

01:04:47 Rep. Ballance

01:06:38 Chair Brodehl

01:08:05 Sen. Whitford

01:09:10 Chair Brodehl

01:09:43 Rep. Patelis

01:10:14 Rep. Ryan

01:11:20 Chair Brodehl

Opponents' Testimony cont.

01:11:43 Eve Franklin, MT Association of Community Disability Service Providers

01:14:31 Claudia Clifford, AARP Montana

01:16:32 Sarah Howell, Montana Women Vote

01:17:17 Rose Hughes, Montana Healthcare Association

01:19:07 Abigail St. Lawrence, Montana Speech Language Hearing Association

01:20:16 Lois Fitzpatrick, American Cancer Society

01:20:50 Kelly Jepson, Consumer Direct Care Network

Questions from Committee Members and Responses:

01:21:36 Rep. Dudik

01:23:04 Rep. Ballance

01:24:18 Rep. Dudik

01:24:33 Chair Brodehl

01:24:48 Heather O'Loughlin, Montana Budget and Policy Center

01:25:43 Rep. Ballance

01:28:50 Chair Brodehl

01:29:07 Rep. Keane

01:30:05 Chair Brodehl
01:30:14 Sen. Wolken
01:30:45 Chair Brodehl
01:30:56 Sen. Wolken
01:31:12 Chair Brodehl
01:31:17 Rep. Peppers
01:31:46 Rep. Ballance
01:32:26 Chair Brodehl
01:32:32 Rep. Ballance

01:33:25 Recess
02:07:51 Reconvene

02:08:11 Rep. Woods
02:09:23 Chair Brodehl
02:10:02 Sen. Whitford

Closing by Sponsor:

02:11:50 Rep. Ballance

02:15:00 Rep. Ballance assumed the Chair

HEARING ON HB 5

Opening Statement by Sponsor:

02:15:04 Rep. Rob Cook (R), HD 18, opened the hearing on HB 5, Authorize insurance commissioner to apply for health care innovation waivers.

Proponents' Testimony:

02:16:29 Kris Hansen, Office of the State Auditor (OSA)
02:22:46 Jennifer Hensley, Pacific Source Health Plans

Opponents' Testimony:

02:24:19 Rep. Windy Boy, HD 32
02:29:55 Jess Rhoades, Governor's Office
02:32:04 Claudia Clifford, AARP Montana
02:33:17 Vernon Finley, Chairman, Confederate Salish and Kootenai Tribes
02:34:31 Todd Wilson, Crow Tribe, Helena Indian Alliance
02:36:42 Rep. Kipp, HD 15
02:39:35 Rep. Webber, HD 16
02:40:32 Roy Pack, Private Consultant
02:42:30 Chair Ballance

Informational Testimony: None

Questions from Committee Members and Responses:

02:42:49 Rep. Whitford
02:43:14 Kris Hansen, OSA
02:44:05 Sen. Whitford
02:44:27 Kris Hansen, OSA

02:45:43 Chair Ballance
02:46:06 Recess
03:17:16 Reconvene
03:17:29 Chair Ballance
03:17:46 Sen. Whitford
03:18:00 Sen. McNally
03:18:26 Rep. Cook
03:19:01 Sen. McNally
03:19:26 Kris Hansen, OSA
03:20:46 Sen. McNally
03:21:06 Kris Hansen, OSA
03:22:49 Sen. McNally
03:23:09 Rep. Woods
03:24:35 Chair Ballance
03:25:02 Rep. Ellis
03:32:22 Kris Hansen, OSA
03:33:41 Rep. Ellis
03:34:31 Rep. Peppers
03:34:49 Kris Hansen, OSA
03:35:01 Rep. Peppers

Closing by Sponsor:

03:35:49 Rep. Cook
03:37:11 Vice Chair Brodehl assumed the chair

HEARING ON HB 6**Opening Statement by Sponsor:**

03:37:38 Rep. Nancy Ballance (R), HD 87, opened the hearing on HB 6, Provide for fund transfers and other measures.
03:39:45 Recess
03:54:10 Reconvene
03:54:27 Rep. Ballance

Proponents' Testimony: None**Opponents' Testimony:**

03:56:16 Neal Ullman, Montana Conservation Voters

Informational Testimony: None**Questions from Committee Members and Responses:**

03:58:16 Sen. Wolken
03:58:48 Rep. Ballance
03:59:18 Rep. McCarthy

04:00:02 Rep. Ballance
04:00:15 Julie Johnson, LFD
04:00:24 Rep. McCarthy
04:00:35 Rep. Ballance
04:00:43 Rep. Ryan
04:01:14 Kris Wilkinson, LFD
04:01:22 Rep. Ballance

Closing by Sponsor:

04:01:36 Rep. Ballance

04:02:07 Amy Sassano, Office of Budget and Program Planning (OBPP)
(*Opponents' Testimony*)

04:06:28 Rep. McCarthy
04:07:52 Joe Triem, LFD
04:08:32 Rep. Ballance assumed the Chair

HEARING ON HB 8**Opening Statement by Sponsor:**

04:09:02 Rep. Barry Usher (R), HD 40, opened the hearing on HB 8, Authorize state employee furloughs.

Proponents' Testimony: None**Opponents' Testimony:**

04:14:21 Eric Feaver MEA-MFT, Montana Public Employees Association
04:22:51 Amy Sassano, Office of Budget and Program Planning (OBPP)

Informational Testimony: None**Questions from Committee Members and Responses:**

04:27:17 Rep. McCarthy
04:27:36 Rep. Usher
04:27:42 Rep. McCarthy
04:27:48 Rep. Usher
04:28:20 Rep. McCarthy
04:28:33 Rep. Woods
04:28:53 Rep. Usher
04:29:12 Kris Wilkinson, LFD
04:29:40 Rep. Woods
04:29:45 Kris Wilkinson, LFD
04:30:08 Rep. Woods
04:30:14 Kris Wilkinson, LFD
04:30:49 Rep. Ellis
04:31:12 Amy Sassano, OBPP
04:31:58 Rep. Ellis
04:32:13 Rep. Brodehl

Closing by Sponsor:

04:32:23 Rep. Usher

04:35:02 Chair Ballance

EXECUTIVE ACTION ON HB 5

04:37:22 **Motion/Vote:** Rep. Brodehl moved that **HB 5 DO PASS**. Motion carried 12-10 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Hopkins, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan, Rep. Woods, and Rep. Keane voting no.

EXECUTIVE ACTION ON HB 6

04:39:29 **Motion:** Rep. Brodehl moved that **HB 6 DO PASS**.

Discussion:

04:39:40 Rep. McCarthy

04:40:01 **Vote:** Motion carried 12-10 by roll call vote with Rep. Burnett, Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no.

EXECUTIVE ACTION ON HB 8

04:41:24 **Motion:** Rep. Brodehl moved that **HB 8 DO PASS**.

04:41:39 **Motion:** Rep. Brodehl moved that **HB 8 BE AMENDED**.

[**EXHIBIT**](#)(aph02a08)

04:42:34 Rep. Brodehl

04:43:15 **Vote:** Motion carried 12-10 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Knokey, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no.

04:44:48 **Motion/Vote:** Rep. Brodehl moved that **HB 8 DO PASS AS AMENDED**. Motion failed 11-11 by roll call vote with Rep. Ballance, Rep. Bartel, Rep. Brodehl, Rep. Burnett, Rep. Cook, Rep. Cuffe, Rep. Glimm, Rep. Hopkins, Rep. D. Jones, Rep. Patelis and Rep. Tschida voting aye.

04:46:26 Chair Ballance

04:47:24 Rep. Cuffe

04:47:47 Chair Ballance

04:48:01 Recess

04:59:17 Reconvene

EXECUTIVE ACTION ON HB 8

05:00:06 Chair Ballance

05:00:17 **Motion/Vote:** Rep. Brodehl moved to **RECONSIDER ACTION ON HB 8**. Motion carried 12-10 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Knokey, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no. Rep. Cook, Rep. Holmlund, Rep. Knokey and Rep. Woods voted by proxy.

05:02:54 **Motion/Vote:** Rep. Brodehl moved that **HB 8 DO PASS AS AMENDED**. Motion failed 11-11 by roll call vote with Rep. Ballance, Rep. Bartel, Rep. Brodehl, Rep. Burnett, Rep. Cuffe, Rep. Glimm, Rep. Holmlund, Rep. Hopkins, Rep. D. Jones, Rep. Patelis and Rep. Tschida voting aye. Rep. Hopkins voted by proxy.

05:04:59 Recess

05:13:46 Reconvene

05:13:52 **Motion/Vote:** Rep. Brodehl moved to **RECONSIDER ACTION ON HB 8**. Motion carried 12-10 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Knokey, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no. Rep. Hopkins voted by proxy.

05:15:27 **Motion/Vote:** Rep. Brodehl moved that **HB 8 DO PASS AS AMENDED**. Motion carried 12-10 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Knokey, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no. Rep. Hopkins voted by proxy.

EXECUTIVE ACTION ON HB 6

05:17:15 **Motion/Vote:** Rep. Brodehl moved to **RECONSIDER THE MOTION ON HB 6**. Motion carried 17-5 by voice vote with Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. Peppers and Rep. Woods voting no. Rep. Hopkins voted by proxy.

05:18:07 **Motion:** Rep. Brodehl moved that **HB 6 DO PASS**.

05:18:36 **Motion:** Rep. Brodehl moved that **HB 6 BE AMENDED**.

EXHIBIT(aph02a09)

Discussion:

05:19:02 Julie Johnson, LFD
05:22:05 Rep. Woods
05:22:43 Julie Johnson, LFD
05:22:54 Rep. Ellis
05:23:39 Chair Ballance
05:24:19 Kris Wilkinson, LFD
05:25:37 Rep. Lynch
05:26:09 Joe Triem, LFD
05:27:17 Rep. Glimm

05:27:47 Rep. Cuffe
05:28:09 Rep. McCarthy
05:28:59 Quinn Holzer, LFD
05:30:21 Rep. McCarthy
05:30:36 Julie Johnson, LFD
05:31:01 Rep. McCarthy

05:31:22 **Vote:** Motion carried 12-10 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. D. Jones, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no.

05:32:37 **Motion/Vote:** Rep. Brodehl moved that **HB 6 DO PASS AS AMENDED**. Motion carried 12-10 by roll call vote with Rep. Burnett, Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no.

05:34:05 Recess
07:47:38 Reconvene

EXECUTIVE ACTION ON HB 2

07:47:51 Rep. Brodehl
07:48:11 Kris Wilkinson, LFD
[**EXHIBIT\(aph02a10\)**](#)
[**EXHIBIT\(aph02a11\)**](#)

07:55:06 Chair Ballance
07:56:06 Rep. McCarthy
07:56:41 Chair Ballance

08:00:10 **Motion:** Rep. Brodehl moved that **HB 2 DO PASS**.

08:00:23 **Motion:** Rep. Brodehl moved that **HB 2 BE AMENDED**.
See Exhibit (10)

Discussion:

08:03:18 Kris Wilkinson, LFD
08:04:19 Rep. Brodehl
08:04:39 Chair Ballance
08:04:49 Rep. McCarthy

08:05:08 **Vote:** Motion carried 12-10 by roll call vote with Rep. Burnett, Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no.

08:06:40 Chair Ballance
08:08:17 Kris Wilkinson, LFD
08:09:41 Sen. Olszewski

08:10:00 **Motion/Vote:** Rep. Brodehl moved that **HB 2 BE AMENDED**. Motion carried 12-10 by roll call vote with Rep. Burnett, Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no.

See Exhibit (7)

08:11:46 Chair Ballance

08:11:51 **Motion/Vote:** Rep. Brodehl moved that **HB 2 BE AMENDED**. Motion carried 12-10 by roll call vote with Rep. Burnett, Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no.

See Exhibit (5)

08:13:47 Chair Ballance

08:14:30 **Motion/Vote:** Rep. Brodehl moved that **HB 2 BE AMENDED**. Motion carried 12-10 by roll call vote with Rep. Burnett, Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no.

See Exhibit (6)

08:16:16 **Motion/Vote:** Rep. Brodehl moved that **HB 2 DO PASS AS AMENDED**. Motion carried 13-9 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no.

08:17:55 Kris Wilkinson, LFD

[EXHIBIT\(aph02a12\)](#)

08:20:03 Chair Ballance

08:20:24 Vice Chair Moore assumed the Chair

HEARING ON SB 9

Opening Statement by Sponsor:

08:20:47 Sen. Llew Jones (R), SD 9, opened the hearing on SB 9, Generally revise laws to provide for budget stabilization.

[EXHIBIT\(aph02a13\)](#)

Proponents' Testimony: None

Opponents' Testimony:

08:28:40 Director Dan Villa, Office of Budget and Program Planning (OBPP)

08:29:55 SK Rossi, ACLU Montana

08:30:45 George Wolcott, Forward Montana

08:31:27 Heather O'Loughlin, MT Budget and Policy Center

Informational Testimony: None

Questions from Committee Members and Responses:

08:34:26 Rep. McCarthy
08:35:30 Sen. Jones
08:35:58 Rep. McCarthy
08:36:05 Sen. Jones
08:36:59 Rep. Woods
08:37:48 Sen. Jones
08:38:17 Rep. Woods
08:38:40 Sen. Jones
08:39:17 Rep. Glimm
08:39:49 Heather O'Loughlin, MT Budget and Policy Center
08:40:14 Rep. Ellis
08:41:04 Sen. Jones
08:41:47 Rep. Ellis
08:42:18 Sen. Jones
08:42:37 Rep. Patelis
08:42:58 Sen. Jones
08:44:01 Rep. Cuffe
08:44:31 Sen. Jones
08:45:24 Rep. McNally
08:46:39 Sen. Jones
08:48:10 Rep. McNally
08:48:21 Sen. Jones
08:48:53 Sen. Whitford
08:49:07 Sen. Jones
08:50:48 Rep. Knokey
08:52:34 Sen. Jones

Closing by Sponsor:

08:53:27 Sen. Jones

08:57:00 Sen. Jones assumed the Chair

EXECUTIVE ACTION ON HB 2

08:57:27 Chair Ballance

08:58:30 **Motion/Vote:** Rep. Brodehl moved to **RECONSIDER ACTION ON HB 2**. Motion carried 17-5 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Keane, Rep. Lynch and Rep. Peppers voting no.

08:59:58 **Motion:** Rep. Brodehl moved to **RECONSIDER ACTION ON AMENDMENT HB000202-E.AJJ on HB 2**.

See Exhibit (11)

09:00:49 **Vote:** Motion carried 15-7 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Keane, Rep. Lynch, Rep. Peppers, Rep. Ryan and Rep. Woods voting no.

- 09:01:58 **Motion/Vote:** Rep. Brodehl moved that **HB 2 BE CONCEPTUALLY AMENDED TO INCLUDE THE SAME LANGUAGE AS AMENDMENT HB000202-E.AJJ EXCEPT FOR FOLLOWING 'INSERT', IN PARENTHESES, IT BEGINS WITH 'ANY FUNDS' AND STRIKES THE WORD 'FUNDS' AND REPLACES IT WITH 'GENERAL FUND'.** Motion carried 15-7 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Keane, Rep. Lynch, Rep. Peppers, Rep. Ryan and Rep. Woods voting no.
- 09:03:39 **Motion/Vote:** Rep. Brodehl moved that **HB 2 DO PASS AS AMENDED.** Motion carried 13-9 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no.
- 00:05:00 Vice Chair Moore assumed the Chair

HEARING ON SB 10

Opening Statement by Sponsor:

- 09:05:09 Sen. Albert Olszewski (R), SD 6, opened the hearing on SB 10, Providing for the amendment of birth certificate sex designations.

Proponents' Testimony: None

Opponents' Testimony:

- 09:06:38 Nick Domitrovich, Department of Health and Human Services (DPHHS)
- 09:08:58 Rep. Abbott, HD 83
- 09:09:47 Sean Rigger, MT Gender Alliance
- 09:10:07 SK Rossi, ACLU Montana
- 09:10:17 Kasandra Renington, Self
- 09:10:34 Kim Leighton, PRIDE Foundation
- 09:10:49 Sara Howell, MT Women Vote
- 09:11:07 Nash Walden, Self
- 09:11:18 Kelsen Young, MT Coalition Against Sexual and Domestic Violence
- 09:11:35 Caitlin Borgmann, ACLU Montana
- 09:11:50 Rachel Carroll-Rivelis, MT Human Rights Network
- 09:12:09 John Lovi, Altura Capitol
- 09:12:53 Caitlin Carroll, Self
- 09:13:26 George Wolcott, Forward Montana
- 09:13:51 David Anderson, Montana Association of Christians
- 09:14:25 Eric Feaver, MEA-MFT
- 09:14:36 Kaitlyn Westhoff, MT Public Interest Research Group (MontPIRG)
- 09:14:55 Laurel Hesse, Self
- 09:15:12 Zuri Moreno, Self

Informational Testimony: None

Questions from Committee Members and Responses:

- 09:16:01 Rep. McCarthy
- 09:22:58 Sen. Olszewski
- 09:23:51 Rep. Lynch

09:28:04 Nick Domitrovich, DPHHS
09:29:01 Rep. Dudik
09:32:16 Nick Domitrovich, DPHHS

Closing by Sponsor:

09:33:00 Sen. Olszewski

HEARING ON SB 12

Opening Statement by Sponsor:

09:35:52 Sen. Keith Regier (R), SD 3, opened the hearing on SB 12, Transfer general fund appropriation from MT Developmental Center to fire fund. MDC

[EXHIBIT\(aph02a14\)](#)

Proponents' Testimony: None

Opponents' Testimony:

09:39:31 Rep. Wagoner, HD 75
09:43:28 Eric Feaver MEA-MFT

Informational Testimony: None

Questions from Committee Members and Responses:

09:44:39 Sen. Caferro
09:45:01 Rep. Wagoner
09:45:28 Sen. Sesso
09:46:27 Sen. Regier
09:47:32 Sen. Sesso
09:48:28 Sen. Regier
09:49:27 Sen. Sesso

Closing by Sponsor:

09:50:12 Sen. Regier

09:50:26 Sen. Moore
09:50:46 Chair Ballance

ADJOURNMENT

Adjournment: 09:51:11

Phoebe Williams, Secretary

pw

Additional Documents:

EXHIBIT([aph02aad.pdf](#))